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10 ATTORNEY FOR CREDITOR
11 BMW Bank of North America

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13
14 UNITED STATES BANKRUPTCY COURT

15 NORTHERN DISTRICT OF CALIFORNIA (OAKLAND)

16
17 In Re: Case No. 17-42440
18 Rick Deron Johnson and Francesca Marie (Chapter 13 Proceeding)
19 Tobin-Johnson
20 Debtor(s). CONSENT ON MOTION TO VALUE
21 _____/ COLLATERAL
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Judge: Judge Roger L. Efremsky
Ctrm: 201

17 COMES NOW, BMW Bank of North America (“Creditor”), to file Consent on Motion
18 to Value Collateral (Doc. 17) (“Plan”) filed by Rick Deron Johnson and Francesca Marie
19 Tobin-Johnson (hereafter referred to as “Debtors”) and states the following:

20
21 **BACKGROUND**

22 1. This United States Bankruptcy Court for the NORTHERN DISTRICT OF
23 CALIFORNIA has jurisdiction over this proceeding pursuant to 28 U.S.C. §§ 157 and 1334
24 and 11 U.S.C. §1325. This is a core proceeding within the meaning of 28 U.S.C. §§
25 157(b)(2)(A), (L), and (O).

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27 2. On September 27, 2017, Debtors filed a voluntary bankruptcy petition under
28 Chapter 13 of Title 11 of the United States Code.

3. Creditor holds a security interest in the vehicle identified as a 2013 MINI Cooper Wagon 2D S I4 Turbo, VIN # WMWSV3C59DT397261 (the “Collateral”).

4. The Collateral was acquired by Debtors for personal use.

5. Debtor filed a Motion to Value Personal Property (Doc. 17) asserting that the Collateral, and Creditor's secured claim, should be valued at \$12,400.00 and that any amount in excess be treated as a general unsecured claim.

6. Creditor has no opposition to the value suggested by Debtor.

Dated: 11/9/2017

LAW OFFICE OF BRET D. ALLEN

/s/ Bret D. Allen

ATTORNEY FOR BMW BANK OF
NORTH AMERICA

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10 BMW BANK OF NORTH AMERICA

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12 UNITED STATES BANKRUPTCY COURT
13 NORTHERN DISTRICT OF CALIFORNIA (OAKLAND)

14 In Re: Case No. 17-42440
15 RICK DERON JOHNSON AND (Chapter 13 Proceeding)

16 FRANCESCA MARIE TOBIN-JOHNSON R.S. No. BDA-1

17 CERTIFICATE OF SERVICE

18 Debtors.

19 _____ / Judge: Judge Roger L. Efremsky
20 Ctrm: 201

21 I, the undersigned, certify:

22 I am a citizen of the United States and a resident of Collin County, Texas. I am now, and at
23 all times herein mentioned was, over the age of eighteen years and not a party to the above-
24 captioned matter. My business address is 1105 E. Main Street Ste 205, Allen, TX 75002.

25 On November 9, 2017 I served the following documents:

26 1. **OBJECTION TO CONFIRMATION OF CHAPTER 13 PLAN**
27 2. **CERTIFICATE OF SERVICE**

28 On the following persons by placing a true copy thereof enclosed in a sealed envelope, with
29 postage thereon fully prepaid, in the United States mail, addressed as follows:

30 On the following persons by placing a true copy thereof enclosed in a sealed envelope, with
31 postage thereon fully prepaid, in the United States mail, addressed as follows:

DEBTORS

Rick Deron Johnson
3107 Sunflower Drive
Antioch, CA 94531
By First Class Mail

TRUSTEE

Martha G. Bronitsky
P.O. Box 5004
Hayward, CA 94540
13trustee@oak13.com
By First Class Mail and Electronically

Francesca Marie Tobin-Johnson
3107 Sunflower Drive
Antioch, CA 94531
By First Class Mail

OFFICE OF U.S. TRUSTEE

U.S. Trustee
Office of the United States Trustee
Phillip J. Burton Federal Building
450 Golden Gate Ave. 5th Fl., #05-0153
San Francisco, CA 94102
USTPRegion17.OA.ECF@usdoj.gov
By First Class Mail and Electronically

COUNSEL FOR DEBTOR

Patrick L. Forte
LAW OFFICES OF PATRICK L. FORTE
1624 Franklin St. #911
Oakland, CA 94612
pat@patforte.com
By First Class Mail

I declare under penalty of perjury that the foregoing is true and correct and that this Proof Of Service By Mail was executed on November 9, 2017 at Irving, Texas.

/s/ Bret D. Allen

Bret D. Allen